

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8689 of 1998

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA and  
MR.JUSTICE R.P.DHOLAKIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
  2. To be referred to the Reporter or not?
  3. Whether Their Lordships wish to see the fair copy of the judgement?
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge?

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HEIR OF NATWARLAL DAHYABHAI SHAH, KIRITBHAI NATWARLAL SHAH

Versus

STATE OF GUJARAT

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Appearance:

MR PJ VYAS for Petitioner  
MR KG SHETH, AGP for Respondent No. 1 and 2.  
MR NV ANJARIA for Respondent No. 3

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CORAM : MR.JUSTICE M.R.CALLA and  
MR.JUSTICE R.P.DHOLAKIA

Date of decision: 23/04/99

In the facts and circumstances of the case, the  
Special Civil Application is taken up for hearing today.

Rule. Mr.K.G.Sheth, waives service of the Rule  
on behalf of respondents No.1 & 2, and N.V.Anjaria waives

service of the Rule on behalf of respondent no.3.  
Mr.P.J.Vyas on behalf of petitioner as heir of the  
claimant Natwarlal Dahyabhai Shah.

This petition has been filed with the prayer that  
the respondents be directed to comply with the judgment  
and order dated 31.1.1998 passed by the Assistant Judge,  
Surat in Land Reference Case No.74 to 92 of 1990.  
Mr.Anjaria has pointed out that the GIDC had preferred an  
First Appeal against the aforesaid judgment dtd.31.1.98,  
but, that appeal has been dismissed yesterday on 22nd  
April, 1999. It is submitted that the due amount of  
compensation be paid to the petitioner. Accordingly, the  
respondent No.3 is directed to make the payment of the  
due amount of compensation to the petitioner within eight  
weeks.

This Special Civil Application is, therefore,  
allowed. Rule is made absolute in the terms as above.  
No order as to costs.

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